

HUMAN SERVICES DEPARTMENT[441]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)"b."

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code sections 217.6, 234.6, 239B.4(4), 249A.4, and 514I.5, the Department of Human Services proposes to amend Chapter 58, "Emergency Assistance," Iowa Administrative Code.

These amendments implement a new division intended to allow the Department to deliver services more effectively during or following a disaster emergency declared by state or federal officials. This division includes rules that temporarily supersede departmental rules that would otherwise apply. The temporary rules are intended to meet special circumstances that arise from each unique disaster emergency, with the primary purpose of reducing barriers to accessing and receiving services that may result from the disaster emergency. The rules are time-limited and specify the period in which they will be in effect.

Some rules are limited in geographic scope to correspond with specific locales designated as disaster areas by state or federal officials. Others are applied statewide because the disaster emergency is of such a nature or magnitude that doing so allows the Department to most effectively allocate resources and deliver services. Rules implemented under this division must be consistent with applicable federal requirements, including any waivers that may be granted due to the disaster emergency.

These amendments do not provide for waivers in specified situations since the changes benefit recipients in the programs affected.

These amendments were also Adopted and Filed Emergency and are published herein as **ARC 6994B**. The purpose of this Notice is to solicit comment on that submission, the subject matter of which is incorporated by reference.

Any interested person may make written comments on the proposed amendments on or before August 20, 2008. Comments should be directed to Mary Ellen Imlau, Bureau of Policy Analysis and Appeals, Department of Human Services, Hoover State Office Building, 1305 East Walnut Street, Des Moines, Iowa 50319-0114. Comments may be sent by fax to (515)281-4980 or by E-mail to policyanalysis@dhs.state.ia.us.

These amendments are intended to implement Iowa Code chapters 234, 237A, 239B, 249, 249A, 249J, and 514I.